

*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>22-33 (COR)</b>	B. J.F. Cruz	<p>AN ACT TO AUTHORIZE THE TRANSFER OF THE SUM OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000) FROM FISCAL YEAR 2015 APPROPRIATIONS TO COMPLY WITH THE UNITED STATES DISTRICT COURT OF GUAM ORDER DATED JANUARY 16, 2015 IN CIVIL CASE NO. 91-00020; AND TO REQUIRE THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS TO REPORT TO THE SPEAKER OF LIHESLATURAN GUÅHAN ON MATTERS RELATIVE TO CIVIL CASE NO. 91-00020.</p> <p>AN ACT TO AUTHORIZE THE TRANSFER OF THE SUM OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000) FROM FISCAL YEAR 2015 APPROPRIATIONS TO COMPLY WITH THE UNITED STATES DISTRICT COURT OF GUAM ORDER DATED JANUARY 16, 2015 IN CIVIL CASE NO. 91-00020.</p>	<b>CORRECTED</b> 02/03/15	01/22/15	Committee on Appropriations and Adjudication	02/03/15 2:30 p.m.	02/13/15 (AS SUBSTITUTED)	<p><b>Fiscal Note</b> 02/18/15</p> <p><b>Fiscal Note Request</b> 01/22/15</p>
	DATE PASSED	TITLE	DATE AND TIME TRANSMITTED	DUE DATE	DATE SIGNED BY I MAGA'LAHEN GUAHAN	PUBLIC LAW NO.	NOTES	
02/20/15	AN ACT TO ADD A NEW SECTION 5 TO CHAPTER XIV OF PUBLIC LAW 32-181, RELATIVE TO AUTHORIZING I MAGA'LAHEN GUÅHAN'S TRANSFER AUTHORITY FROM THE PUBLIC SAFETY VACANCY POOL COST ACCOUNT TO COMPLY WITH THE UNITED STATES DISTRICT COURT OF GUAM ORDER DATED JANUARY 16, 2015 IN CIVIL CASE NO. 91-00020; TO AUTHORIZING THE ATTORNEY GENERAL OF GUAM TO PROCURE EXPERTS TO ASSIST IN COMPLYING WITH THE SAME; TO AUTHORIZING THE GENERAL SERVICES AGENCY TO PROCURE DISCOUNTED MEDICINE ON BEHALF OF THE DEPARTMENT OF CORRECTIONS; AND TO REQUIRING THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS TO REPORT TO THE SPEAKER OF I LIHESLATURAN GUÅHAN ON MATTERS RELATIVE TO CIVIL CASE NO. 91-00020.	02/20/15 8:58 p.m.	03/04/15					



***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***

THIRTY-THIRD GUAM LEGISLATURE

155 Hesler Place, Hagåtña, Guam 96910

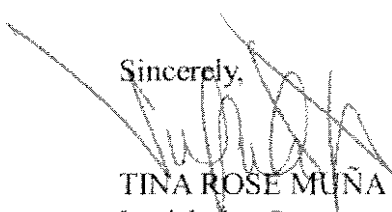
February 20, 2015

The Honorable Edward J.B. Calvo  
*I Maga'lahaen Guåhan*  
*Ufisinan I Maga'lahi*  
*Hagåtña, Guam*

Dear *Maga'lahi* Calvo:

Transmitted herewith is Substitute Bill No. 22-33 (COR) which was passed by *I Mina'Trentai Tres Na Liheslaturan Guåhan* on February 20, 2015.

Sincerely,



TINA ROSE MUÑA BARNES  
Legislative Secretary

Enclosure (1)

**I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN  
2015 (FIRST) Regular Session**

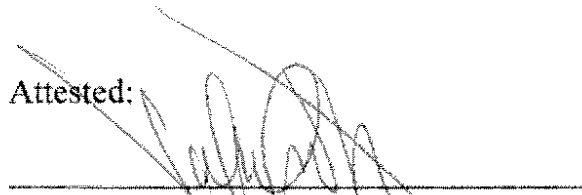
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÁHAN**

This is to certify that Substitute Bill No. 22-33 (COR), "AN ACT TO ADD A NEW SECTION 5 TO CHAPTER XIV OF PUBLIC LAW 32-181, RELATIVE TO AUTHORIZING I MAGA'LAHEN GUÁHAN'S TRANSFER AUTHORITY FROM THE PUBLIC SAFETY VACANCY POOL COST ACCOUNT TO COMPLY WITH THE UNITED STATES DISTRICT COURT OF GUAM ORDER DATED JANUARY 16, 2015 IN CIVIL CASE NO. 91-00020; TO AUTHORIZING THE ATTORNEY GENERAL OF GUAM TO PROCURE EXPERTS TO ASSIST IN COMPLYING WITH THE SAME; TO AUTHORIZING THE GENERAL SERVICES AGENCY TO PROCURE DISCOUNTED MEDICINE ON BEHALF OF THE DEPARTMENT OF CORRECTIONS; AND TO REQUIRING THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS TO REPORT TO THE SPEAKER OF I LIHESLATURAN GUÁHAN ON MATTERS RELATIVE TO CIVIL CASE NO. 91-00020," was on the 20<sup>th</sup> day of February, 2015, duly and regularly passed.



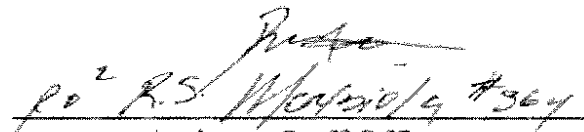
Judith T. Won Pat, Ed.D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

This Act was received by I Maga'lahaen Guáhan this 20<sup>TH</sup> day of FEB., 2015, at 8:58 o'clock P. .M.



Assistant Staff Officer  
Maga'lahaen's Office

APPROVED:

EDWARD J.B. CALVO  
I Maga'lahaen Guáhan

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN***  
**2015 (FIRST) Regular Session**

**Bill No. 22-33 (COR)**

As corrected by the Prime Sponsor; substituted by the Committee on Appropriations and Adjudication; further substituted on the Floor; and amended in the Committee of the Whole.

Introduced by:

B. J.F. Cruz  
T. C. Ada  
V. Anthony Ada  
FRANK B. AGUON, JR.  
Frank F. Blas, Jr.  
James V. Espaldon  
Brant T. McCreadie  
Tommy Morrison  
T. R. Muña Barnes  
R. J. Respicio  
Dennis G. Rodriguez, Jr.  
Michael F.Q. San Nicolas  
M. C. Torres  
N. B. Underwood, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO *ADD* A NEW SECTION 5 TO CHAPTER XIV OF PUBLIC LAW 32-181, RELATIVE TO AUTHORIZING *I MAGA'LAHEN GUÁHAN'S* TRANSFER AUTHORITY FROM THE PUBLIC SAFETY VACANCY POOL COST ACCOUNT TO COMPLY WITH THE UNITED STATES DISTRICT COURT OF GUAM ORDER DATED JANUARY 16, 2015 IN CIVIL CASE NO. 91-00020; TO AUTHORIZING THE ATTORNEY GENERAL OF GUAM TO PROCURE EXPERTS TO ASSIST IN COMPLYING WITH THE SAME; TO AUTHORIZING THE GENERAL SERVICES AGENCY TO PROCURE DISCOUNTED MEDICINE ON BEHALF OF THE DEPARTMENT OF CORRECTIONS; AND TO REQUIRING THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS TO REPORT TO THE SPEAKER OF *I LIHESLATURAN GUÁHAN* ON MATTERS RELATIVE TO CIVIL CASE NO. 91-00020.**

1           **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2           **Section 1.** A new Section 5 is hereby *added* to Chapter XIV of Public Law  
3 32-181 to read:

4                   **“Section 5. Additional Authorization.** Notwithstanding the  
5 department and agency appropriation allocations in Section 1 of this Chapter, *I*  
6 *Maga’lahen Guåhan*, subject to the requirements of this Section, *may* transfer  
7 General Fund appropriations allocated to the Public Safety Vacancy Pool Cost  
8 Account to the appropriate department and/or agency for the *sole* purpose of  
9 complying with the United States District Court of Guam Order dated January  
10 16, 2015 in Civil Case No. 91-00020. *Prior* to the transfer of any  
11 appropriations in this Section, the Attorney General of Guam *must* review and  
12 concur in writing that such transfer is for the *sole* purpose of complying with  
13 the United States District Court of Guam Order dated January 16, 2015 in Civil  
14 Case No. 91-00020. No appropriation that is transferred in this Section shall be  
15 used for the expenditure of private legal counsel for the government of Guam.  
16 No appropriation that is transferred in this Section shall be used for the  
17 expenditure of any contract for a term exceeding one (1) year; or for any  
18 purpose that may result in the extension, modification, addition, or change  
19 order to any existing contracts with the government prior to the enactment of  
20 this Act. Nothing in this Section shall constitute an authorization for the  
21 government to enter into any long-term contractual arrangement for  
22 construction and/or professional services exceeding one (1) year, nor shall any  
23 appropriations authorized for transfer herein be for such purpose(s). The  
24 Director of the Bureau of Budget and Management Research *shall* provide a  
25 notice and amount of each transfer authorized by this Section, including a copy  
26 of the written concurrence by the Attorney General of Guam, to the Speaker of

1 *I Liheslaturan Guåhan no later than five (5) days after such transfer is*  
2 *authorized and/or made.”*

3 **Section 2. Carryover of FY 2014 Appropriations for the Office of the**  
4 **Attorney General.** Notwithstanding any provision of law, the unexpended balance  
5 of appropriations from the General Fund to the Office of the Attorney General for its  
6 operations in Fiscal Year 2014 *shall not* lapse and *shall* carry over into Fiscal Year  
7 2015. Such funds *shall only* be expended up to Seven Hundred Thousand Dollars  
8 (\$700,000) for the purposes described in Section 3 of this Act.

9 **Section 3. Authority of the Attorney General to Procure Experts.**  
10 Notwithstanding any other provision of law, the Attorney General is authorized to  
11 procure consultants and/or expert witnesses, on a sole source basis, as necessary, to  
12 comply with the United States District Court of Guam Order dated January 16, 2015  
13 in Civil Case No. 91-00020. No government funds *except* those appropriations  
14 described in Section 2 of this Act may be expended for this purpose.

15 **Section 4. General Services Agency Permitted to Procure Medicine.**  
16 Notwithstanding any other provision of law, the General Services Agency is  
17 authorized to procure medication for the Department of Corrections directly from  
18 distributors or manufacturers for the *sole* purpose of complying with the United  
19 States District Court of Guam Order dated January 16, 2015 in Civil Case No. 91-  
20 00020; and may procure on a sole source basis, as necessary, *provided*, that the total  
21 cost savings *must* be more than twenty percent (20%) less than the cost paid by the  
22 Guam Memorial Hospital Authority. To the maximum extent possible, procurement  
23 *shall* be achieved expeditiously and competitively, as provided in Title 5 GCA  
24 Article 3. Sole source procurement *shall* be a method of last resort.

25 **Section 5. Reporting Requirements.** The Director of the Department of  
26 Corrections *shall* provide a written report to the Speaker of *I Liheslaturan Guåhan no*  
27 *later than* twenty (20) days after the end of each month on all matters agreed upon in

1 the United States District Court of Guam Status Report dated September 26, 2014 in  
2 Civil Case No. 91-00020; and matters addressed in the United States District Court of  
3 Guam Order dated January 16, 2015 in Civil Case No. 91-00020. The Director of the  
4 Department of Corrections *shall* also provide to the Speaker of *I Liheslaturan*  
5 *Guåhan* a copy of the weekly reports regarding clinical operations at the Department  
6 that are provided to the Monitor of Civil Case No. 91-00020, *no later than* five (5)  
7 days after such report is provided to said Monitor. *I Liheslaturan Guåhan* herein  
8 recognizes that the reports required under this Section *shall not* be released if such  
9 reports are under seal by the courts.

10 **Section 6. Effective Date.** This Act *shall* become effective upon enactment.

11 **Section 7. Severability.** *If* any provision of this Act or its application to any  
12 person or circumstance is held invalid, the invalidity *shall not* affect other provisions  
13 or applications of this Act which can be given effect without the invalid provision or  
14 application and to this end the provisions of this Act are severable.

# LEGISLATIVE SESSION VOTING RECORD

## I MINA'TRENTAI TRES NA LIHESLATURAN

### 2015 (FIRST) Regular Session

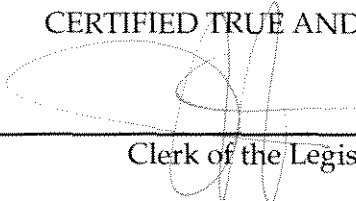
**Bill No. 22-33 (COR)**

As corrected by the prime sponsor; and substituted by the Committee; and further Substituted by the Author on the Floor; and amended by the Committee of the Whole.

Speaker Antonio R. Unipingco Legislative Session Hall  
February 20, 2015

NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Thomas "Tom" ADA	✓					
Senator V. Anthony "Tony" ADA	✓					
Senator Frank B. AGUON, Jr.	✓					
Senator Frank BLAS, Jr.	✓					
Vice-Speaker Benjamin J.F. CRUZ	✓					
Senator Jim ESPALDON	✓					
Senator Brant T. McCreddie	✓					
Senator Thomas "Tommy" MORRISON	✓					
Senator Tina Rose MUÑA BARNES	✓					
Senator Rory J. RESPICIO	✓					
Senator Dennis G. RODRIGUEZ, Jr.					✓	✓
Senator Michael F.Q. SAN NICOLAS	✓					
Senator Mary Camacho TORRES	✓					
Senator Nerissa B. UNDERWOOD, Ph.D.	✓					
Speaker Judith T. WON PAT, Ed.D.	✓					
<b>TOTAL</b>	14				1	1
	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

I = Pass